

PATENT APPLICATION TRANSMITTAL LETTER

031088 U.S. PTO
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101503

TO: Mail Stop PATENT APPLICATION
Commissioner for Patents
Alexandria, VA 22313-1450

Attorney Docket No.: 066243-0223
Express Mail Label No.: EL 979071399 US

Transmitted herewith for filing under

35 USC 111(a) and 37 CFR 1.53(b) (NEW UTILITY OR DESIGN PATENT APPLICATION)

as a new: utility or design patent application

for application entitled: DETECTION OF FUNCTION OF IMPLANTED MEDICAL DEVICES
and invented by: Donald E. Brodnick, David G. Hernke, Brian J. Young, David E. Albert,
Robert T. Wolfe, James M. Gray, Paul S. Schluter

Enclosed are:

1. Specification with 26 total pages having:
 - a. Claims numbered from 1 to 58
 - b. Abstract
 - c. Drawing (s) (35 USC 113) as follows:
 - (1) Formal Informal
 - d. Total sheets – 4 with Figures No. 1 to 4
Oath or Declaration with 5 total pages as follows:
 - (1) Newly executed and signed Unsigned
 - (2) Copy from prior application (37 CFR 1.63d) Serial No.
filed on
 - (3) With Power of Attorney Without Power of Attorney
2. Assignment (Coversheet and documents)
3. Preliminary Amendment
4. Return Receipt Postcard (MPEP 503) (should be specifically itemized)
5. Application Data Sheet
6. Information Disclosure Statement
 - PTO-1449 Copies of Cited Documents
7. Certified Copy of Priority Document
8. Nonpublication Request under 35 USC 122(b)(2)(B)(i) Applicant must attach form PTO/5B/35 or its equivalent
9. Additional Enclosures as follows:
 - a.
 - b.
10. If a continuation or divisional application:

continuation division continuation-in-part of prior application Serial No.
filed on:

Cancel in this application original claims _____ of the prior application before calculating the filing fee (at least one independent claim must be retained for filing purposes)

Amend the specification by inserting before the first line: This application is a _____ application Serial No. _____ filed on _____ which is hereby incorporated by reference in its entirety.

Prior application information: Examiner _____ Group Art Unit _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 1 d (2), is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

11. Filing fee calculated and transmitted:
 a. utility patent application filing fee as described below for the claims as filed less any canceled above

Large Entity				
For	No. Filed	No. Extra	Rate	Fee
Basic				\$ 770
Total Claims	58 - 20 =	38	x \$ 18 =	\$ 684
Ind. Claims	8 - 3 =	5	x \$ 86 =	\$ 430
Surcharge for late filing				\$
Total Filing Fee				\$ 1,884

b. design patent application filing fee of \$330.00
 c. The Commissioner is hereby authorized to charge and credit Deposit Account No. 50-2401 as described below. A duplicate copy of this sheet is enclosed.
 (1) Charge the amount of \$375.00 \$1884 \$ for the filing fee.
 (2) Credit any overpayment.
 (3) Charge any additional filing fees required under 37 CFR 1.16 and 1.17.
 (4) Charge the Issue Fee set in 37 CFR 1.18 at the mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).
 d. A check in the amount of _____ for the filing fee is enclosed.
 e. The required filing fees are not enclosed but will be submitted in response to the Notice to File Missing Parts of Application.

Date: 10/15/03 Foley & Lardner
 Attorney Name Scott M. Day 777 East Wisconsin Avenue
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12. Correspondence Address
 Customer Number or Bar Code label
 Customer Number: 33679
 33679

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 as Express Mail No. EL 979071399US on October 15, 2003 and is addressed to the Commissioner for Patents, Mail Stop PATENT APPLICATION, Alexandria, VA 22313-1450.

Name Jacqui Banks Date October 15, 2003

Signature: Jacqui Banks